

**DRAFT MEETING MINUTES
RESTORATION ADVISORY BOARD MEETING
NAVAL WEAPONS STATION SEAL BEACH, DETACHMENT CONCORD,
CONCORD, CALIFORNIA
JUNE 7, 2004**

These minutes reflect general issues raised, agreements reached, and action items identified at the Restoration Advisory Board (RAB) meeting for Naval Weapons Station (NWS) Seal Beach Detachment (SBD) Concord, California. The meeting was held from 6:30 p.m. to 9:30 p.m. on June 7, 2004, at the Permit Center Building D of the City of Concord offices in Concord, California. Agreements and action items are described by topic under Sections I through VI and are summarized in Section VII. A list of participants and their affiliations is included as Attachment A, and the meeting agenda is included as Attachment B.

I. WELCOME, INTRODUCTIONS, AND PUBLIC COMMENT

Welcome and Introductions

RAB Community Co-chair Mary Lou Williams (Concord resident) called the June 7, 2004, RAB meeting to order and initiated a round of introductions for participants.

Margaret Wallerstein, Ph.D. (RAB Navy co-chair), reviewed the meeting agenda and asked whether there were any comments or additions. The RAB approved the June 2004 agenda.

Public Comments

Ms. Williams opened the floor to public comments. No public comments were offered.

July 2004 RAB Agenda Approval

Ms. Wallerstein reviewed the proposed July 2004 RAB meeting agenda. The RAB voted to approve the agenda.

II. APRIL RAB MEETING MINUTES APPROVAL

Ms. Williams asked for comments on the RAB meeting minutes for May 10, 2004. There were no comments, so Ms. Williams moved to approve the meeting minutes, and the motion was seconded. The meeting minutes were approved.

Action Item

- 1. The Navy will distribute the final RAB meeting minutes for the May 10, 2004 meeting.

III. COMMITTEE REPORTS AND ANNOUNCEMENTS

RAB Update

Ms. Wallerstein solicited comments from the RAB on the meeting space at Permit Center Building D of the City of Concord Offices. Igor Skaredoff (Martinez Resident) said that the Permit Center Building D

was acceptable with the room changes for the June 2004 meeting. Ms. Wallerstein announced that the July 2004 RAB meeting would take place at the Willow Pass Community Center in Concord, California. The RAB will discuss future meeting locations during the July 2004 meeting.

Action Item

- 2. The RAB will discuss future meeting locations during the meeting on July 14, 2004.

Upcoming RAB Site Tour

Ms. Wallerstein announced that the Navy plans to conduct an installation restoration (IR) program site tour for the RAB from 11:00 a.m. to 2:00 p.m. on Saturday, June 26, 2004, if that date and time work for RAB members. Ray O'Brien (Bay Point resident) asked whether the upcoming site tour would be open to the public. Ms. Wallerstein responded that it would be difficult to invite the public to attend the site tour because of base security and logistics. Phillip Ramsey (U.S. Environmental Protection Agency [EPA]) suggested that the Navy invite Mary Malko (Friends of Mount Diablo Creek) to participate in the RAB site tour. Jim Toland (Resource Conservation District) said that a representative from the Resource Conservation Center would be interested in attending the site tour if it were open to the public. Ms. Wallerstein agreed to send out an e-mail to the group clarifying who would be invited to attend the site tour on June 26, 2004. Once the invitees confirm that they will attend the site tour, Ms. Wallerstein will submit a list of participants and their social security numbers to the base for security clearance.

Action Item

- 3. Ms. Wallerstein agreed to send out an e-mail to the group clarifying who would be invited to attend the site tour on June 26, 2004. Once the invitees confirm that they will attend the site tour, Ms. Wallerstein will submit a list of participants and their social security numbers to the base for security clearance.

RAB Bylaws

Greg Glaser (Concord Resident) said that he would like to coordinate an ad hoc subcommittee to clarify the definition of an "absence" in the RAB bylaws. Ms. Williams responded that she has researched the bylaws for other RABs to identify their definition of "absences." Other RABs consider it an absence if a member does not attend a meeting, regardless of the excuse. Ms. Wallerstein pointed out that according to the bylaws a RAB member who exceeds a maximum number of absences may apply for reinstatement to the board. The bylaws also provide that a RAB member who needs to be absent for an extended period can request a leave of absence from the board for 90 days. The RAB agreed that no changes to the bylaws were necessary. Ms. Williams thanked Mr. Glaser for his efforts.

IV. REMEDIAL PROJECT MANAGERS (RPM) UPDATE

Navy Update

Steve Tyahla (Navy) reviewed the RPM monthly update (Attachment C), which covers events from the last meeting up to the present. Mr. Tyahla said that during May 2004, the Navy was involved in numerous behind-the-scenes activity for each project. On May 24, 2004, Mr. Tyahla attended the Bay Point Community Advisory Panel (CAP) meeting and presented an overview of the NWS SBD Concord IR Program.

Mr. Tyahla then reviewed the tracking sheet for upcoming documents planned to be available for review

during the next 3 months (see Attachment D). The Navy is currently working on the annual amendment to the site management plan (SMP) that is due for release 14 July. It is required by the Federal Facility Agreement (FFA).

Chris Boyer (Martinez community member) said that he reviewed EPA's comments on the Litigation Area feasibility study (FS). Mr. Boyer asked if EPA comments on the Litigation Area FS would delay work by the Navy because of the nature and volume of comments provided. Mr. Tyahla responded that the Navy is working with EPA, and the other Agencies, on their concerns and to address the best path forward for the Litigation Area sites. Additionally requested work, which the Navy will likely agree to perform, will in fact delay the submission of the next version of the FS.

David Griffith (City of Concord) asked for a status update on sampling efforts at the City of Concord Park located near Site 22. Mr. Griffith wanted to know if the Navy would be conducting the sampling efforts. Mr. Tyahla said that the Navy currently does not feel that sampling off site is technically compelling. Mr. Ramsey said that EPA is coordinating with the City of Concord on the sampling effort at the park. If EPA finds elevated levels of perchlorate in groundwater from the sampling, the RPMs will discuss the possibility of moving the groundwater wells proposed for Site 13 closer to the property boundary to better characterize the lateral extent of perchlorate in groundwater at the site. In response to a question regarding reimbursement to the EPA for this sampling, the RAB was informed that EPA would fund the sampling.

Mr. Glaser said that he had reviewed the finding of suitability to lease (FOSL) and asked if the Navy plans to lease the Administrative Area at the base. If so, he asked, whether the Administrative Area is potentially available to private parties. Ms. Wallerstein said that the Navy published the FOSL to prepare for the possibility of leasing the property at some future time. However, the Navy has no plans to lease the property in the near future. If the property were leased, there is potential that it could be available to private parties.

EPA Update

Mr. Ramsey announced that on 17 May 2004, EPA signed the Site 1 Tidal Area Landfill Record of Decision (ROD). Once EPA signed the document, it was forwarded to the Department of Toxic Substances Control (DTSC) for signature.

Mr. Ramsey said that EPA provided comments on the Litigation Area FS to the Navy on May 18, 2004. He said there were major deficiencies in that document that the Navy and EPA will have to resolve in the upcoming months. DTSC will provide the Navy with comments on the Litigation Area FS soon.

The RAB discussed the SMP annual amendment process. Kevin Cornish (Lafayette resident) asked if the Federal Facilities Agreement (FFA) is posted on the NWS SBD Concord website. Ms. Wallerstein agreed to check with Gregg Smith (Navy) about whether the FFA is available on the NWS SBD Concord website. If not, Ms. Wallerstein will e-mail the FFA schedule to the RAB.

Mr. Cornish also asked how EPA prioritized the IR sites at NWS SBD Concord. Mr. Ramsey explained that the largest sites with the highest amount of contamination and degree of associated human or ecological risk are the highest-priority sites.

Mr. Ramsey said that EPA also distributed comments to the Navy on the Draft Final Remedial Investigation Addendum for the Taylor Boulevard Bridge (Site 30). EPA suggested that the Navy

conduct a non-time critical removal action (TCRA) at the site rather than proceeding with a feasibility study, proposed plan, and ROD, as is currently scheduled in the SMP. Mr. Tyahla said that the Navy is seriously considering pursuing a non-TCRA at the site, but timing and funding issues may affect the ability to make this strategy change. After some discussion about what a non-TCRA is, Patrick Lynch (TAG Consultant; Clearwater Revival Company) clarified that a significant difference between a non-TCRA and a TCRA is the amount of public participation required by the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) process: non-TCRAs require more public participation.

Action Item

- 4. Ms. Wallerstein agreed to check with Mr. Smith about whether the FFA is available on the NWS SBD Concord website. If not, Ms. Wallerstein will e-mail the FFA schedule to the RAB.

San Francisco Bay Regional Water Quality Control Board (SFBRWQCB) Update

Laurent Meillier (SFBRWQCB) reviewed the activities the SFBRWQCB conducted during May 2004. The SFBRWQCB RPM update is included in Attachment C.

Mr. Meillier attended a meeting to discuss the Tidal Area Sites 2, 9, and 11 Data Gaps Sampling and Analysis Plan (SAP) on May 14, 2004.

On May 19, 2004, SFBRWQCB attended an underground storage tank (UST) RPM meeting. During the meeting, the RPMs discussed removal of an UST at Christenbury Road during summer 2004. Dean McLeod (Bay Point community member) asked whether the Navy has considered excavating USTs associated with former houses in the town of Port Chicago. Mr. Meillier explained that the SFBRWQCB has issued a waiver for investigation of USTs smaller than 1,000 gallons, so the Navy is not required to investigate them. However, the Navy has done some geophysical surveys in the former town of Port Chicago to identify USTs that may remain at that site.

Mr. Meillier said that he attended the monthly RPM meeting on May 20, 2004, where the SFBRWQCB informed the Navy that it would not sign the Site 17 ROD because total petroleum hydrocarbons at the site are uncharacterized, and he recommended an investigation under the UST program.

On May 24, 2004, Mr. Meillier attended a congressional staff site visit to Hastings Slough organized by the San Francisco Bay Venture. During the site tour he stated that Mr. Tyahla gave a presentation on regarding the Navy's Tidal Area sites to the congressional staff.

V. SITE 22, 27 and 29 SAP

Mr. Tyahla provided an update on the final Sampling and Analysis Plan (SAP) for additional field work at Sites 22, 27, and 29. This presentation is included in Attachment C. Mr. Tyahla presented the history and the planned sampling that will be conducted at Sites 22, 27, and 29. Mr. Tyahla then reviewed the schedule for upcoming activities at Sites 22, 27, and 29.

VI. TECHNICAL ASSISTANCE GRANT (TAG) LITIGATION AREA PRESENTATION

Patrick Lynch presented his review of the draft supplemental FS and draft monitoring plan for the Litigation Area. Copies of the presentations are included as Attachment E.

Mr. McLeod asked whether the Navy's proposed remediation alternatives in the draft supplemental FS are protective of human health and the environment. Mr. Lynch said that he has never seen a wetlands area as contaminated as the Litigation Area, and that the Navy's proposed remedial action alternatives could have been presented in a way that would minimize destruction to the marsh surface habitat. Mr. Lynch said that the major problems that he had identified in the draft supplemental FS include:

- Site complexity
- Cleanup cost
- The Navy is isolating only 40 percent of the contaminated area in the Litigation Area

Mr. Skaredoff clarified that the Navy's exploration of remedial alternatives may be incomplete based on Mr. Lynch's presentation. Mr. Tyahla responded that although technically counter to Navy and EPA guidance, he had decided to provide preliminary recommended alternatives in the draft supplemental FS, but that recommendations would not be included in the next version of the FS. The Navy has received valuable feedback from the agencies and the public on the various alternatives.

Mr. Ramsey said that the Navy has had some success in marsh restoration at areas near the General Chemical site, such as at Unit 8 where the Navy has restored birds' beak, a special status species, to the site. Mr. Ramsey stated that EPA would work with the Navy to ensure that human and ecological resources are protected.

Mr. Tyahla also said that the Navy will consider the agency and community concerns and will reexamine the proposed alternatives for the Litigation Area FS.

Ms. Williams requested that a copy of Mr. Lynch's presentation be distributed to the RAB. Mr. Lynch agreed to send Carolyn Hunter (TtEMI) the Litigation Area FS presentation for distribution.

Action Item

- 5. Mr. Lynch will provide Ms. Hunter a copy of his Litigation Area Supplemental FS and Monitoring Plan presentation for distribution to the RAB.

VII. NEXT MEETING AND ACTION ITEMS

The next RAB meeting will occur from 6:30 to 8:30 p.m. on July 12, 2004, at the Willow Pass Community Center in Concord, California.

The following action items and agreements were generated during the RAB meeting on June 7, 2004:

| # | Action Item | Target Date for Completion | Completion Date (or Status) |
|---|---|----------------------------|-----------------------------|
| 1 | The Navy will distribute the final RAB meeting minutes for May 10, 2004. | 6/18/04 | |
| 2 | The RAB will discuss future meeting locations during the July 14, 2004 meeting. | 7/14/04 | |
| 3 | Ms. Wallerstein agreed to send to out an e-mail to the group clarifying who will be invited to attend the site tour on June 26, 2004. Once the invitees confirm that they will attend the site tour, Ms. Wallerstein will submit a list of participants and their social security numbers to the base for security clearance. | 6/21/04 | |
| 4 | Ms. Wallerstein agreed to check with Gregg Smith (Navy) to see whether the FFA is available on the NWS SBD Concord website. If not, Ms. Wallerstein will e-mail the FFA schedule to the RAB. | 7/14/04 | |
| 5 | Mr. Lynch will provide Ms. Hunter a copy of the presentation on the Litigation Area FS for distribution to the RAB. | 6/8/04 | Completed |

ATTACHMENT A

ATTENDEES AND AFFILIATIONS

RESTORATION ADVISORY BOARD MEETING

NAVAL WEAPONS STATION SEAL BEACH DETACHMENT CONCORD, CALIFORNIA

JUNE 7, 2004

(One Page)

ATTENDEES AND AFFILIATIONS
RESTORATION ADVISORY BOARD MEETING
NAVAL WEAPONS STATION SEAL BEACH DETACHMENT CONCORD, CALIFORNIA

JUNE 7, 2004

| <u>Name</u> | <u>Affiliation</u> | <u>Telephone</u> |
|----------------------|--------------------------------|-------------------------|
| Joanna Canepa | TtEMI | (415) 222-8362 |
| David Cooper | EPA | (415) 972-3237 |
| Kevin Cornish | RAB member | (925) 229-5540 |
| Gregory Glaser | RAB member | (925) 363-5570 |
| David Griffith | City of Concord | (925) 671-3427 |
| Carolyn Hunter | TtEMI | (415) 222-8297 |
| Patrick Lynch | TAG Consultant | (510) 522-2165 |
| Ed McGee | Martinez Resident | (925) 372-7043 |
| Dean McLeod | Bay Point Resident | None provided |
| Laurent Meillier | SFBRWQCB | (510) 622-2440 |
| Ray O'Brien | RAB member | (415) 385-9220 |
| Mario Menesini | Walnut Creek Resident | (925) 935-1168 |
| Phillip Ramsey | EPA | (415) 972-3006 |
| Igor Skaredoff | RAB member | (925) 229-1371 |
| Jim Toland | Resource Conservation District | (925) 689-6085 |
| Steve Tyahla | U.S. Navy, EFA West | (650) 746-7451 |
| Margaret Wallerstein | U.S. Navy, Seal Beach | (565) 626-7838 |
| Mary Lou Williams | RAB Community Co-chair | (925) 685-1415 |

Notes:

| | |
|----------------|---|
| EFA West | Naval Facilities Engineering Command, Engineering Field Activity West |
| EPA | U.S. Environmental Protection Agency |
| RAB | Restoration Advisory Board |
| SFBRWQCB | San Francisco Bay Regional Water Quality Control Board |
| TAG Consultant | Technical Assistance Grantee Clearwater Revival Company |
| TtEMI | Tetra Tech EM Inc. |

ATTACHMENT B

AGENDA

**RESTORATION ADVISORY BOARD MEETING
NAVAL WEAPONS STATION SEAL BEACH DETACHMENT CONCORD, CALIFORNIA**

JUNE 7, 2004

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AGENDA

NAVAL WEAPONS STATION SEAL BEACH DETACHMENT CONCORD RESTORATION ADVISORY BOARD MEETING

Monday, June 7, 2004

6:30 p.m. – 8:30 p.m.

Permit Center Building D
1950 Parkside Drive
Concord, CA 94519

- 6:30 – 6:40 Call to Order
- Welcome
 - Introductions
 - Public Comments
 - June Agenda Approval
- Lead: Community Co-chair
- 6:40 – 6:50 Approval of May 10, 2004 Meeting Minutes
- Review Unresolved Business
- Lead: Navy Co-chair
- 6:50 - 7:30 Committee Reports/Announcements
- RAB Report
 - Remedial Project Managers' Update (Navy/EPA/DTSC/RWQCB)
 - Site 22 Sampling and Analysis Plan
- 7:30 – 7:40 Break
- 7:40 – 8:30 Litigation Area Presentation
- 8:30 Adjourn

ATTACHMENT C

**NAVY REMEDIAL PROJECT MANAGER'S UPDATE
RESTORATION ADVISORY BOARD MEETING
NAVAL WEAPONS STATION SEAL BEACH DETACHMENT CONCORD, CALIFORNIA**

JUNE 7, 2004

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NAVY RPM UPDATE
(This will be inserted once the meeting minutes are final)

ATTACHMENT D

SIMPLE DOCUMENT TRACKING SHEET
RESTORATION ADVISORY BOARD MEETING
NAVAL WEAPONS STATION SEAL BEACH DETACHMENT CONCORD, CALIFORNIA

JUNE 7, 2004

(One Page)

SIMPLE DOCUMENT TRACKING SHEET
(This will be inserted once the meeting minutes are final)

ATTACHMENT E

LITIGATION AREA PRESENTATIONS
RESTORATION ADVISORY BOARD MEETING
NAVAL WEAPONS STATION SEAL BEACH DETACHMENT CONCORD, CALIFORNIA

JUNE 7, 2004

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LITIGATION AREA PRESENTATION

(Will be inserted once meeting minutes are final)